

# MANDATE

1:18-cv-08377-VM

## UNITED STATES COURT OF APPEALS FOR THE SECOND CIRCUIT

At a Stated Term of the United States Court of Appeals for the Second Circuit, held at the Thurgood Marshall United States Courthouse, 40 Foley Square, in the City of New York, on the 3rd day of June, two thousand twenty-one.

Before: Pierre N. Leval,  
Gerard E. Lynch,  
Joseph F. Bianco,  
*Circuit Judges.*

USDC SDNY  
DOCUMENT  
ELECTRONICALLY FILED  
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Linda A. Lacewell, in her official capacity as  
Superintendent of the New York State  
Department of Financial Services,

### JUDGMENT

Docket No. 19-4271

Plaintiff - Appellee,

v.

Office of the Comptroller of the Currency,  
Michael J. Hsu, in his official capacity as Acting  
U.S. Comptroller of the Currency,

Defendants - Appellants.

The appeal in the above captioned case from an amended judgment of the United States District Court for the Southern District of New York was argued on the district court's record and the parties' briefs. Upon consideration thereof,

IT IS HEREBY ORDERED, ADJUDGED and DECREED that the amended judgment is REVERSED and the cause is REMANDED to the district court with instructions to enter a judgment of dismissal without prejudice.



For the Court:  
Catherine O'Hagan Wolfe,  
Clerk of Court

A True Copy

Catherine O'Hagan Wolfe, Clerk

United States Court of Appeals, Second Circuit

MANDATE ISSUED ON 07/26/2021